IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

THURSDAY, THE 4TH OCTOBER 2007 / 12TH ASWINA 1929

WP(C).No. 27985 of 2007(F)

PETITIONER:

THE MANAGING DIRECTOR,
KERALA STATE ROAD TRANSPORT CORPORATION,
THIRUVANANTHAPURAM, REPRESENTED BY
DEPUTY LAW OFFICER, SRI. RANJITH JOSEPH.

BY ADV. SRI.K.PRABHAKARAN, SC, K.S.R.T.C.

RESPONDENT:

SRI. M.ABDUL RASHEED,
S/O MUSTAFA KUNJU, A.R.MANZIL,
VEMBAYAM, CHIRATHALAKAL,
KUTHIRAKULAM P.O., VEMBAYAM,
THIRUVANANTHAPURAM.

BY ADV. SRI.ANANDARAJAN.N

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 04/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX IN W.P.(C). NO. 27985 OF 2007 F

PETITIONER'S EXHIBITS:

EXT.P1 TRUE COPY OF THE COMPLAINT NO.1045/2007 DATED 27.4.2007.

EXT.P2 TRUE COPY OF THE ORDER OF THE KERALA LOK AYUKTA ON COMPLAINT NO.1045/2007 DATED 20.7.2007.

EXT.P3 TRUE COPY OF THE JUDGMENT IN W.A. NO.289/01 DATED 20.11.2002.

EXT.P4 TRUE COPY OF THE INTERIM ORDER IN CIVIL APPEAL NOS. 5401 - 5407 OF 2002 DATED 29.8.2002 OF THE HONOURABLE SUPREME COURT.

EXT.P5 TRUE COPY OF THE JUDGMENT IN WPC NO.19040/2007 DATED 9.8.2007.

EXT.P6 TRUE COPY OF THE JUDGMENT IN W.A. NO.1642/2007 DATED 6.7.2007.

RESPONDENTS' EXHIBITS: NIL.

// TRUE COPY//

PA TO JUDGE

K.M.JOSEPH, J.

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WP.(C) No. 27985 of 2007

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Dated this the 4th day of October, 2007

JUDGMENT

Petitioner challenges Ext.P2. The matter is covered in favour of the petitioner by virtue of the decision in W.P.(C) 19040 of 2007. I follow the same.

There will be a declaration in terms of prayer No.2. Learned counsel for the respondent points out that funds were required in connection with the marriage of the respondent's daughter. Respondent retired on 31.12.2006.

Having heard the parties, I feel that Ext.P2 as such should be quashed and some relief should be given to the respondent.

Accordingly, I quash Ext.P2. There will be a direction to the petitioner to pay to the respondent the amount due to the respondent as DCRG or Commuted Value of Pension, whichever is higher within a period of two months from the date of receipt of a copy of this judgment.

The writ petition is disposed of as above.

(K.M. JOSEPH, JUDGE)

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